

U.S. DEPARTMENT OF LABOR
OFFICE OF LABOR-MANAGEMENT STANDARDS
WASHINGTON, DC 20210

DETERMINATION

Determination of a Complaint Filed under Title IV
of the Labor-Management Reporting and Disclosure Act of 1959

On May 5, 2016, the Secretary of Labor received a complaint alleging violations of Section 401 of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA), in the regularly scheduled election of officers conducted on April 16, 2016, by the Union Independiente Empleados Telefonicos (UIET) in Rio Piedras, Puerto Rico.

Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the UIET failed to provide proper notice of election.

Apprised of these findings, the UIET agreed to conduct a new election under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on September 17, 2016. It is, therefore,

DETERMINED, that there is probable cause to believe that violations of Title IV of the LMRDA occurred which may have affected the outcome of the election conducted by the UIET on April 16, 2016, but that these violations have been remedied by the new election, conducted in accordance with Title IV of the LMRDA, under the supervision of the Secretary of Labor, on September 17, 2016.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on April 16, 2016 is not warranted.

Signed this 21st day of October, 2016.

A solid black rectangular box used to redact the signature of Sharon Hanley.

Sharon Hanley
Chief, Division of Enforcement